

# Request for Legal Staff Consideration

Serial No.

09/980011

Date:

Request:

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Petition To Revive Unintentionally Abn. Appl.

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Petition under Rule 1.47

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Other:

Enclosed is a request for a refund of \$1330. The attorney of the request is stating that the notice was withdrawn by P.T.O because of an error. However, your decision dated 07 Jan. 04. states otherwise. Notification of missing requirements was sent to the applicant on 21 APR. 04. Since then, a declaration is not matched with the case. Submitted for your directions.

Requestor:

W. Alvarado.

Supervisor:

Donna

Response:

The case was properly abandoned for failure to pay the basic national fee timely because there was insufficient funds in the Deposit account to cover the charges as explained in the decision mailed on 28 June 2002 and 07 Oct 03. It appears that the withdrawal was mailed in error. Also the decision of 07 Jan 2004 is in error with respect to the 371 date since no signed declaration or oath was had been submitted.

R. Bacaris.

Date:

28 Mar 05

RECEIVED

23 MAR 2005

Best Available Copy

Legal Staff  
International Division